



*ETW*

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Applicant: Hsi-Ching, Chang

Examiner: ELKINS, GARY E

Serial No: 10/659,288

Group Art Unit: 3727

Filing Date: 09/11/2003

Entitled: Food Box With A Windowed Cover And Method For Making The Same

**REQUEST FOR REVIVAL OF PATENT**

Honorable Commissioner of Patent and Trademarks  
Washington, D.C.20231  
USA

Sir:

In view of the fact that applicant have already file the CIP Application before the due day. However, according to your mail, you said, "applicant's failure to timely file a proper reply to the Officer letter mailed on 22 September 2004." Please re-check. Enclosed is the original document, which for filing the CIP Application and the copy of the FedEx reception note. I, the undersigned, hereby request for revival of the patent. Please mail the information about revival of patent to my mailing address as follows:

P.O. BOX 487,  
CHANG-HUA CITY 500,  
TAIWAN, R.O.C.

Respectfully submitted,

*Chang Hsi-ching*  
Hsi-Ching, Chang

Dated: May 16, 2005



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/659,288	09/11/2003	Chang Hsi-Ching		5591

7590  
Chang Hsi-Ching  
PO BOX 487  
Chang-Hua City 500,  
TAIWAN



EXAMINER

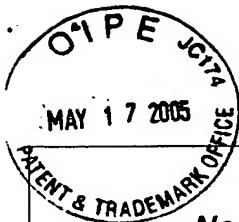
ELKINS, GARY E

ART UNIT PAPER NUMBER

3727

DATE MAILED: 04/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



# Notice of Abandonment

Application No.

10/659,288

Examiner

Gary E. Elkins

Applicant(s)

HSI-CHING, CHANG

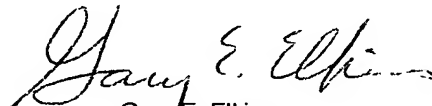
Art Unit

3727

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 22 September 2004.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

  
Gary E. Elkins  
Primary Examiner  
Art Unit: 3727

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



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City CHANGHUA CITY State Province

Country TW ZIP Postal Code 500

2 To Recipient's Name U.S. Patent and Trademark office

Address 220 204 Street S. Customer Window Mail Stop CIP Application Crystal Plaza Two, Lobby

Address Room 1B03 Arlington, VA 22202

City \_\_\_\_\_ State Province

Country U.S.A ZIP Postal Code \_\_\_\_\_

3 Shipment Information Recipient's tax ID number for Customs purposes  
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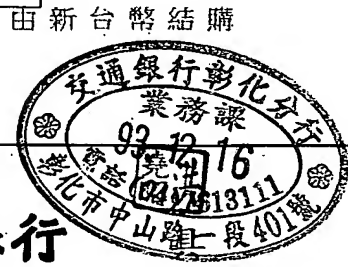
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OUTWARD REMITTANCE EXCHANGE  
MEMO/RECEIPT

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		轉帳
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		其他應收款
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		匯票號碼 261463036
		交易序號 154622
		匯款分類編號/國別 19B/US
		遠匯原契約書編號
		繳款方式



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K136-1-A 930551-3 CIP

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**PATENT**

**THE COMMISSIONER OF PATENTS AND TRADEMARKS**

**220 20<sup>th</sup> Street S. Customer Window, Mail Stop CIP Application Crystal Plaza Two, Lobby,  
Room 1B03 Alington, VA 22202**

*Sir:*

Transmitted herewith for filing under *35 USC 111* and *37 CFR 1.53* is the Utility patent application of:

**APPLICANT: Chang Hsi-Ching**

**ENTITLED: Food Box With A Windowed Cover And Method For Making The Same**



Enclosed are:

- ☒ 7 page(s) of written description, claims and abstract.
- ☒ 7 sheet(s) of drawings.
- ☐ An assignment of the invention to
- ☒ Executed declaration of the inventor(s).
- ☐ A certified copy of a \_\_\_\_\_ application. Priority is claimed if not already record.
- ☒ A verified statement to establish small entity status under *37 CFR 1.53* and *37 CFR 1.27*.
- ☐ Preliminary amendment

The filing fee has been calculated as shown below:

ITEM AS FILED		#EXTRA	SMALL ENTITY	FULL FEE
Basic fee			<input checked="" type="checkbox"/> Utility.....\$ 500	<input type="checkbox"/> Utility.....\$ 1,000
Total Claims	3 — 20 =	0	× \$ 9 = 0	× \$ 18 =
Independent Claims	1 — 3 =	0	× \$ 39 = 0	× \$ 78 =
<b>TOTAL</b>			<b>\$500.00</b>	

- ☒ A check in the amount of **\$ 500.00** to cover the filing fee ( and assignment recording fee, if any.) is enclosed.  
Check No.: **261463036**
- ☒ The commissioner is hereby authorized to charge any additional fees associated with this communication, including patent application filing fees and processing fees under *37 CFR 1.16* and *37 CFR 1.17* or credit any overpayment to my post office address: **P.O. BOX 487 Chang-Hua City 500, Taiwan**

**PO BOX 487,  
Chang-Hua City 500,  
Taiwan**

*Respectfully submitted,*

*Chang Hsi-Ching*

**Chang Hsi-Ching**

**Applicant**

DATE: 2004 / 12 / 16



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/05 (09-04)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

K-136-1-A

First Inventor

Chang Hsi-Ching

Title

Road Box With A Windowed Cover And  
Method For Making The Same

Express Mail Label No.

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 7]  
Both the claims and abstract must start on a new page  
(For information on the preferred arrangement, see MPEP 608.01(a))
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 7]
5. Oath or Declaration [Total Sheets       ]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ A copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
    - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
name in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76.
7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)  
☐ Landscape Table on CD
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, items a. - c. are required)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ Paper
  - c. ☐ Statements verifying identity of above copies

ADDRESS TO:

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))  
Name of Assignee \_\_\_\_\_
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☒ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (PTO/SB/08 or PTO-1449)  
☐ Copies of citations attached
13. ☐ Preliminary Amendment
14. ☐ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).  
Applicant must attach form PTO/SB/35 or equivalent.
17. ☐ Other: \_\_\_\_\_

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation

☐ Divisional

☒ Continuation-in-part (CIP)

of prior application No.: 10/659,288

Prior application information:

Examiner ELKINS, GARY E.

Art Unit: 3727

## 19. CORRESPONDENCE ADDRESS

☐ The address associated with Customer Number: \_\_\_\_\_

OR ☒ Correspondence address below

Name

Chang Hsi-Ching

Address

P.O. Box 487 ChangHua, Taiwan R.O.C.

City

Chang-Hua

State

Country

Taiwan

Telephone

886-4-7222779

Zip Code

Fax

886-4-7225423

Signature

Chang Hsi-Ching

Date

November 17, 2004

Name

(Print/Type)

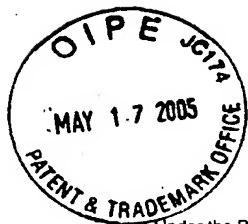
Chang Hsi-Ching

Registration No.

(Attorney/Agent)

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/17 (12-04)  
Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 500

### Complete if Known

Application Number	<u>10/659,288</u>
Filing Date	<u>September 11, 2003</u>
First Named Inventor	<u>Chang Hsi-Ching</u>
Examiner Name	<u>ELKINS, GARY E.</u>
Art Unit	<u>3727</u>
Attorney Docket No.	<u>K-136-1-A</u>

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☐ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	<u>500</u>
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims - 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_  
HP = highest number of total claims paid for, if greater than 20  
Indep. Claims - 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_  
HP = highest number of independent claims paid for, if greater than 3

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets - 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_  
Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: \_\_\_\_\_

Fees Paid (\$)

### SUBMITTED BY

Signature	<u>Chang Hsi-Ching</u>	Registration No. (Attorney/Agent)	Telephone <u>886-4-727277</u>
Name (Print/Type)	<u>Chang Hsi-Ching</u>	Date	<u>December 16, 2004</u>

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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